

# BEST AVAILABLE COPY

## FAX TRANSMISSION

RECEIVED  
CENTRAL FAX CENTER

FEB 11 2005

DATE: February 11, 2005

PTO IDENTIFIER: Application Number 10/781,141-Conf. #3364  
Patent Number

Inventor: Carl W. Hastings et al.

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (703) 872-9306

FROM: MARSHALL, GERSTEIN & BORUN LLP

Richard B. Hoffman

PHONE: (312) 474-6300

Attorney Dkt. #: 30105/32001A

PAGES (Including Cover Sheet): 3

CONTENTS: Status Inquiry (1 page)  
Certificate of Transmission (1 page)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (312) 474-6300 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

MARSHALL, GERSTEIN & BORUN LLP  
233 S. Wacker Drive, Suite 6300, Sears Tower, Chicago, Illinois 60606-6357  
Telephone: (312) 474-6300 Facsimile: (312) 474-0448

FEB 11 2005

# BEST AVAILABLE COPY

PTO/SB/97 (09-04)

Approved for use through 07/31/2008. OMB 0631-0031

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

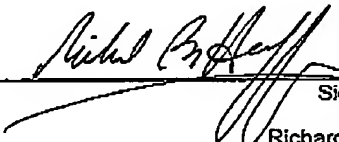
Application No. (if known): 10/781,141

Attorney Docket No.: 30105/32001A

## Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on February 11, 2005  
Date

  
\_\_\_\_\_  
Signature  
\_\_\_\_\_  
Richard B. Hoffman  
Typed or printed name of person signing Certificate  
\_\_\_\_\_  
26,910  
Registration Number, if applicable  
\_\_\_\_\_  
(312) 474-6616  
Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Status Inquiry (1 page)

FEB 11 2005

**BEST AVAILABLE COPY**

Docket No.: 30105/32001A  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Carl W. Hastings et al.

Application No.: 10/781,141

Confirmation No.: 3364

Filed: February 18, 2004

Art Unit: 1614

For: PERFORMANCE-ENHANCING DIETARY  
SUPPLEMENT

Examiner: Not Yet Assigned

**STATUS INQUIRY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

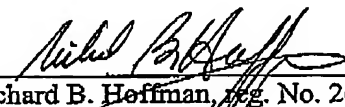
Dear Sir:

It is respectfully requested that the attorney named below be advised of the status of the above-identified application. Please advise us of when we might expect to receive an Office Action from the Patent and Trademark Office.

Dated: February 11, 2005

Respectfully submitted,

By

  
Richard B. Hoffman, Reg. No. 26,910  
MARSHALL, GERSTEIN & BORUN LLP  
233 S. Wacker Drive, Suite 6300  
Sears Tower  
Chicago, Illinois 60606-6357  
(312) 474-6300  
Attorney for Applicant